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Attorneys for Defendants

**UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON  
PORTLAND DIVISION**

AIPS TECHNOLOGY CO., LTD., a foreign  
limited company,

Case No. 3:24-cv-00282-HZ

**ANSWER**

Plaintiff,

v.

STAGES CYCLING, LLC, an Oregon  
limited liability company, STAGES  
INDOOR HOME CYCLING, LLC, an  
Oregon limited liability company, STAGES  
INDOOR CYCLING, LLC, an Oregon  
limited liability company, and  
FOUNDATION FITNESS, LLC, an Oregon  
limited liability company,

Defendants.

Defendants Stages Cycling, LLC, Stages Indoor Home Cycling, LLC, Stages Indoor  
Cycling, LLC, and Foundation Fitness, LLC (“Defendants”) hereby answer the Complaint of  
Plaintiff AIPS Technology Co., Ltd. (“Plaintiff” or “AIPS”) and assert their affirmative defenses  
as follows:

**ANSWER**

1.

Without waiving any affirmative defenses, and except as specifically alleged below, Defendants hereby appear and generally deny all allegations against them. Defendants reserve all rights to file an amended answer.

2.

Defendants admit the allegations of paragraphs 6, 7 and 8.

**FIRST AFFIRMATIVE DEFENSE**  
**(Failure to state a claim)**

3.

Plaintiff fails to state a claim.

**SECOND AFFIRMATIVE DEFENSE**  
**(Timeliness)**

4.

Some of Plaintiff's claims may be barred by statute of limitations or laches.

**THIRD AFFIRMATIVE DEFENSE**  
**(Waiver or Estoppel)**

5.

Some of Plaintiff's claims may be barred by the doctrine of waiver, or Plaintiff may be estopped.

WHEREFORE, Defendants pray for relief as follows:

- a) A Judgment in Defendants' favor dismissing Plaintiff's Complaint and all claims contained therein with prejudice; and
- b) For Defendants' costs and expenses;

c) For such other relief as the court deems just and proper.

DATED this 11<sup>th</sup> day of April, 2024.

ELLIOTT, OSTRANDER & PRESTON, P. C.

By: /s/ John D. Ostrander

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Of Attorneys for Defendants

### CERTIFICATE OF SERVICE

I certify that I served the foregoing **ANSWER AND AFFIRMATIVE DEFENSES** on the following parties on:

Ms. Jeanne Kallage Sinnott  
Wildwood Law Group LLC  
3519 NE 15th Ave #362  
Portland OR 97212  
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*Attorneys for Plaintiff*

- ☐ [ ] by mailing to said attorney(s) a full and correct copy therefor, contained in a sealed envelope, with postage paid, addressed to said attorney(s) as stated above and deposited in the United States Post Office at Portland, Oregon.
- ☐ [ ] by hand delivering to said attorney(s) a true copy thereof.
- ☐ [ ] by faxing to said attorney(s) a true copy thereof.
- ☐ [ ] by emailing to said attorney(s) a true copy thereof.
- ☒ [X] by electronic filing with the District Court's CM/ECF system. The CM/ECF system generated Notice of Electronic Filing constitutes proof of service upon a Filing User in accordance with Fed. R. Civ. P. 5(d).

DATED this 11<sup>th</sup> day of April, 2024.

ELLIOTT, OSTRANDER & PRESTON, P. C.

By: /s/ John D. Ostrander  
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